



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Raymond J. GORTE
John M. VOHS
Radu CRACIUN

Group No.: 1745

Examiner:
Chaney, Carol Diane

Serial No.: 09/914,638

Filing Date: 31 August 2001

Title: METHOD FOR SOLID OXIDE FUEL
CELL ANODE PREPARATION

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED
DEC 04 2003
TC 1700

Dear Sir:

The undersigned represents that the Petitioner, THE TRUSTEES OF THE UNIVERSITY OF PENNSYLVANIA, a corporation organized and existing under and by virtue of the laws of the State of Pennsylvania, having its principal place of business at 3700 Market Street, Suite 300, Philadelphia, Pennsylvania 19104-3147 represents that it is the owner of the entire right, title and interest in and to application Serial No. 09/914,638, filed 31 August 2001, entitled METHOD FOR SOLID OXIDE FUEL CELL ANODE PREPARATION by assignment.

I hereby certify that this correspondence (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

18 November 2003

18 Nov. 2003
Date

Mark R. F.
Signature

GRI-01-013

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Serial No.: 09/914,638

The chain of title for the subject application is as follows: from Raymond J. GORTE and John M. VOHS (Applicants) to The Trustees of the University of Pennsylvania, executed on 11 November 2003, and from Radu CRACIUN (Applicant) to The Trustees of the University of Pennsylvania, executed on 04 December 2001. The Assignment documents from (1) Raymond J. GORTE and John M. VOHS to The Trustees of the University of Pennsylvania and (2) Radu CRACIUN to The Trustees of the University of Pennsylvania, have not yet been recorded, but photocopies of such Assignment documents are enclosed.

The Petitioner, The Trustees of the University of Pennsylvania, hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration of U.S. Patent No. 6,589,680 B1, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,589,680 B1, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, the Petitioner does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and

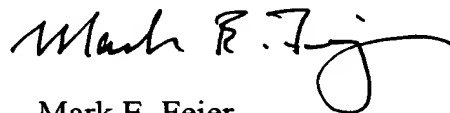
Serial No.: 09/914,638

173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

I, the undersigned, have reviewed all the documents in the chain of title of the above-identified application and to the best of my knowledge and belief, title is in the petitioner, The Trustees of the University of Pennsylvania.

The Commissioner is hereby authorized to charge the fee for the Terminal Disclaimer to Deposit Account No. 502045. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Mark E. Fejer", with a stylized flourish at the end.

Mark E. Fejer
Regis. No. 34,817

Gas Technology Institute
1700 South Mount Prospect Road
Des Plaines, Illinois 60018
TEL (847) 768-0832; FAX (847) 768-0802



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I hereby certify that this correspondence (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service as First-Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

18 November 2003

18 Nov. 2003
Date

Mark E. Fyfe
Signature

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Serial No. 09/914,638, filed 31 August 2001, entitled METHOD FOR SOLID OXIDE FUEL CELL ANODE PREPARATION by assignment.

The chain of title for the subject application is as follows: from Raymond J. GORTE and John M. VOHS (Applicants) to The Trustees of the University of Pennsylvania, executed on 11 November 2003, and from Radu CRACIUN (Applicant) to The Trustees of the University of Pennsylvania, executed on 04 December 2001. The Assignment documents from (1) Raymond J. GORTE and John M. VOHS to The Trustees of the University of Pennsylvania and (2) Radu CRACIUN to The Trustees of the University of Pennsylvania, have not yet been recorded, but photocopies of such Assignment documents are enclosed.

The Petitioner, THE TRUSTEES OF THE UNIVERSITY OF PENNSYLVANIA, hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 09/864,788, filed on 24 May 2001, of any patent on the pending second application, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to any patent granted on the

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second application, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

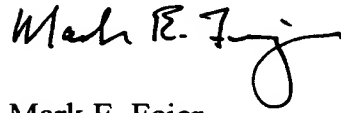
In making the above disclaimer, the Petitioner does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

I, the undersigned attorney of record, have reviewed all the documents in the chain of title of the above-identified application and to the best of my knowledge and belief, title is in the petitioner, THE TRUSTEES OF THE UNIVERSITY OF PENNSYLVANIA.

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Respectfully submitted,

A handwritten signature in black ink, appearing to read "Mark E. Fejer". The signature is fluid and cursive, with a large loop at the end of the last name.

Mark E. Fejer
Regis. No. 34,817

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